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PTO/SB/21 (08-03)

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/784,656
		Filing Date	February 23, 2004
		First Named Inventor	Ben C. Platt
		Art Unit	2872
		Examiner Name	Not Yet Assigned
Total Number of Pages in This Submission	04	Attorney Docket Number	60724/P010C1/10402227

### ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	PTO Form SB/08 1 Cited Reference out of 23 1 Return Post Card
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)		
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

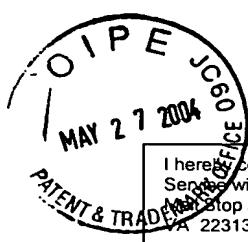
Firm or Individual name	FULBRIGHT & JAWORSKI L.L.P. Michael A. Papalas
Signature	
Date	May 24, 2004

### Transmittal

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: May 24, 2004

Signature: (John Pallivathukal)



I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: May 24, 2004

Signature:   
(John Pallivathukal)

Docket No.: DO-  
060724/P010C1/10402227  
(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Ben C. Platt et al.

Application No.: 10/784,656

Confirmation No.: 2336

Filed: February 23, 2004

Art Unit: 2872

For: LIGHT ADJUSTABLE ABERRATION  
CONJUGATOR

Examiner: Not Yet Assigned

### INFORMATION DISCLOSURE STATEMENT (IDS)

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed before the mailing date of a first Office Action on the merits as far as is known to the undersigned (37 CFR 1.97(b)(3)).

Those patent(s) or publication(s) which are marked with a double asterisk (\*\*) next to the Cite No. in the attached form PTO/SB/08 (facsimile) are not supplied because they were previously cited by or submitted to the Office in a prior application number 09/977,857, filed October 11, 2001 and relied upon in this application for an earlier filing date under 35 U.S.C. 120.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

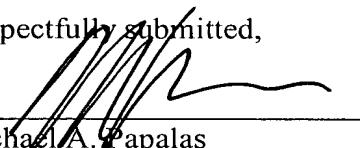
It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

Applicant believes no fee is due with this response, but if there is a fee, the Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 06-2380, under Order No. 60724/P010C1/10402227.

Dated: May 24, 2004

Respectfully submitted,

By

  
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Substitute for form 1449A/PTO				<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(use as many sheets as necessary)</i>				Application Number	10/784,656
Sheet	1	of	1	Filing Date	February 23, 2004
				First Named Inventor	Ben C. Platt
				Art Unit	2872
				Examiner Name	Not Yet Assigned
				Attorney Docket Number	60724/P010C1/10402227

<b>U. S. PATENT DOCUMENTS</b>					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
AA	US-3,955,015**		May 04, 1976	Ohtsuka et al.	
AB	US-4,260,725**		Apr. 07, 1981	Keogh et al.	
AC	US-4,575,373**		Mar. 11, 1986	Johnson	
AD	US-5,296,305**		Mar. 22, 1994	Baude et al.	
AE	US-5,470,662**		Nov. 28, 1995	Weber et al.	
AF	US-5,807,906**		Sep. 15, 1998	Bonvallot et al.	
AG	US-6,095,651**		Aug. 01, 2000	Williams et al.	

<b>FOREIGN PATENT DOCUMENTS</b>					
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)			
BA	05-096553**		Apr. 20, 1993	Koike Yasuhiro	
BB	JP 7-281 426**		Oct. 27, 1995	WR Grace & Co-Conn.	
BC	EP 0 689 067**		Dec. 27, 1995	Fujitsu Limited	
BD	08-101499**		Apr. 16, 1996	Nippon Paint Co. Ltd.	
BE	08-101502**		Apr. 16, 1996	Nippon Paint Co. Ltd.	
BF	08-101503**		Apr. 16, 1996	Nippon Paint Co. Ltd.	
BG	WO 98/05272**		Feb. 12, 1998	Prism Ophthalmics	
BH	WO 98/27863**		Jul. 02, 1998	University of Rochester	
BI	11-202740**		Jul. 30, 1999	Fujitsu Ltd.	
BJ	WO/ 00/41650**		Jul. 20, 2000	California Institute of tech.	
BK	WO 01/21061**		Mar. 29, 2001	Magnet, Peter, C.	
BL	WO 01/71411**		Sep. 27, 2001	California Institute of tech.	
BM	2002/0016629**		Feb. 07, 2002	Sandstedt et al.	
BN	WO 02/031576**		Apr. 18, 2002	Calhoun Vision, Inc.	
BO	2002/0100990**		Aug. 01, 2002	Platt et al.	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See attached Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the application number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

<b>NON PATENT LITERATURE DOCUMENTS</b>					
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, page(s), volume-issue number(s), publisher, city and/or country where published.			T <sup>2</sup>
CA		PCT International Search Report issued for PCT/US 01/32092, 3 pages.			

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	Date Considered
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